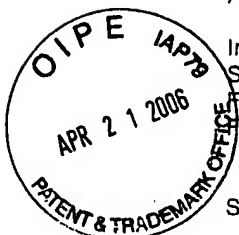


Mail Stop: PETITIONS  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

In re application of: Johann ENGELHARDT  
 Serial No.: 10/618,345  
 Filed: July 11, 2003  
 For: SCANNING MICROSCOPE HAVING AN OPTICAL COMPONENT, AND OPTICAL COMPONENT

Sir:

Transmitted herewith is a **REQUEST FOR ISSUANCE OF APPLICATION IN THE NAME OF ASSIGNEE UNDER 37 C.F.R. §3.81(b) (2 pages)** in the above-identified application.

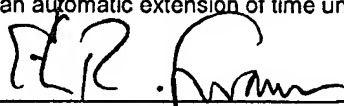
- ☐ Small entity status under 37 C.F.R. 1.9 and 1.27 has been previously established.  
☐ Applicants assert small entity status under 37 C.F.R. 1.9 and 1.27.  
☒ No fee for additional claims is required.  
☐ A filing fee for additional claims calculated as shown below, is required:

		(Col. 1)		(Col. 2)		SMALL ENTITY		OR	LARGE ENTITY	
FOR:		REMAINING	HIGHEST	AFTER	PREVIOUSLY	RATE	FEE		RATE	FEE
		AMENDMENT	PAID FOR		PRESENT					
TOTAL CLAIMS	*	MINUS 20	=		0	x \$ 9	\$		x \$ 18	\$
INDEP. CLAIMS	*	MINUS 3	=		0	x \$ 44	\$		x \$ 88	\$
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM						+ \$150	\$		+ \$300	\$

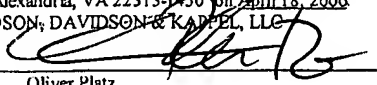
TOTAL: \$ OR TOTAL: \$

- \* If the entry in Co. 1 is less than the entry in Col. 2, write "0" in Col. 3.  
 \*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.  
 \*\*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.

- ☒ Also transmitted herewith are:  
☐ Petition for extension under 37 C.F.R. 1.136  
☒ Other: **Certificate of Correction (1 page); Copy of Notice of Recordation (3 pgs.)**
- ☒ Check(s) in the amount of **\$230.00** is/are attached to cover:  
☐ Filing fee for additional claims under 37 C.F.R. 1.16  
☐ Petition fee for extension under 37 C.F.R. 1.136  
☒ Other: **Fee under 37 C.F.R. §17(i) and fee under 37 C.F.R. §1.20(a)**
- ☒ The Assistant Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 50-0552.
- ☒ Any filing fee under 37 C.F.R. 1.16 for the presentation of additional claims which are not paid by check submitted herewith.
- ☒ Any patent application processing fees under 37 C.F.R. 1.17.
- ☒ Any petition fees for extension under 37 C.F.R. 1.136 which are not paid by check submitted herewith, and it is hereby requested that this be a petition for an automatic extension of time under 37 CFR 1.136.

  
 Erik R. Swanson, Reg. No. 40,833  
 DAVIDSON, DAVIDSON & KAPPEL, LLC  
 485 Seventh Avenue, 14<sup>th</sup> Floor  
 New York, New York 10018  
 Tel: (212) 736-1940  
 Fax: (212) 736-2427

I hereby certify that the documents referred to as attached therein and/or fee are being deposited with the United States Postal Service as "first class mail" with sufficient postage in an envelope addressed to "Mail Stop: PETITIONS, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" on April 18, 2006  
 DAVIDSON, DAVIDSON & KAPPEL, LLC

BY:   
 Oliver Platz



**UNITED STATES PATENT AND TRADEMARK OFFICE**

Examiner: MAI, Huy Kim                      Group Art Unit: 2873

Re: Application of: Johann ENGELHARDT

Serial No.: 10/618,345

Filed: July 11, 2003

Patent No.: US 7,018,042 B2

Issued: March 28, 2006

For: SCANNING MICROSCOPE HAVING AN  
OPTICAL COMPONENT, AND OPTICAL  
COMPONENT

Customer No.: 23280

Mail Stop: PETITIONS  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

April 18, 2006

**REQUEST FOR ISSUANCE OF APPLICATION IN THE NAME OF ASSIGNEE  
UNDER 37 C.F.R. §3.81(b)**

Sir:

Patentees respectfully request issuance of US 7,018,042 B2, issued March 28, 2006 in the name of assignee Leica Microsystems CMS GmbH. In satisfaction of the requirements under 37 C.F.R. §3.81(b) patentees state the following:

As set forth in 37 C.F.R. §3.11, Patentees submitted the original assignment for recordation when filing the application on July 11, 2003. The original assignment was recorded at reel 014280, frame 0906 on July 11, 2003. On March 9, 2006, before issuance of the patent, patentee submitted a change of name request which was recorded at reel 017320, frame 0727 on March 9, 2006. Due to Patentee's good faith error, the

04/24/2006 WABDELRI 00000013 10618345

01 FC:1464

130.00 OP

- 1 -

04/24/2006 WABDELRI 00000013 10618345

02 FC:1811

100.00 OP

change of name request was not filed earlier. A copy of the Notice of Recordation of the change of name conveyance is submitted herewith.

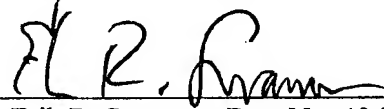
Patentees hereby submit and respectfully request entry of the enclosed Certificate of Correction under 37 C.F.R. §1.323. On the face of the patent (73) should read:  
“(73) Assignee: **Leica Microsystems CMS GmbH**, Wetzlar (DE)”

Submitted herewith is a check in the amount of \$230.00 covering the processing fee under 37 C.F.R. §17(i) and the fee of \$100.00 required under 37 C.F.R. §1.20(a).

If any additional fees are deemed necessary in connection with this request the Assistant Commissioner is hereby authorized to charge payment of such fees to Deposit Account No. 50-0552. In such event the Examiner is requested to contact the undersigned at the telephone number provided below.

Respectfully submitted,  
DAVIDSON, DAVIDSON & KAPPEL, LLC

By: \_\_\_\_\_



Erik R. Swanson, Reg. No. 40,833

Davidson, Davidson & Kappel, LLC  
485 Seventh Avenue, 14<sup>th</sup> Floor  
New York, New York 10018  
(212) 736 1940

**UNITED STATES PATENT AND TRADEMARK OFFICE**  
**CERTIFICATE OF CORRECTION**

PATENT NO : US 7,018,042

Page 1 of 1

APPLICATION NO.: 10/618,345

ISSUE DATE : March 28, 2006

INVENTOR(S) : Johann ENGELHARDT

It is certified that error appears in the above-identified patent and that said Letters Patent are hereby corrected as shown below:

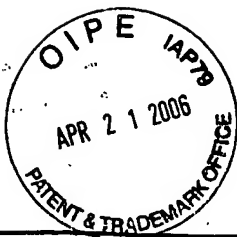
(73) Assignee: Leica Microsystems CMS GmbH, Wetzlar (DE)

## MAILING ADDRESS OF SENDER (Please do not use customer number below):

Davidson, Davidson & Kappel, LLC  
485 Seventh Ave  
New York, NY 10018

This collection of information is required by 37 CFR 1.322, 1.323, and 1.324. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Attention Certificate of Corrections Branch, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

*If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.*



**UNITED STATES PATENT AND TRADEMARK OFFICE**

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND  
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE

MARCH 17, 2006

PTAS

ERIK R. SWANSON  
DAVIDSON DAVIDSON & KAPPEL, LLC  
485 SEVENTH AVENUE  
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NEW YORK, NY 10018

\*700249494

\*700249494

**RECEIVED**  
MAR 21 2006

DAVIDSON, DAVIDSON & KAPPEL

UNITED STATES PATENT AND TRADEMARK OFFICE  
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 571-272-3350. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, MAIL STOP: ASSIGNMENT SERVICES BRANCH, P.O. BOX 1450, ALEXANDRIA, VA 22313.

RECORDATION DATE: 03/09/2006

REEL/FRAME: 017320/0727  
NUMBER OF PAGES: 2

BRIEF: CHANGE OF NAME (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:

LEICA MICROSYSTEMS HEIDELBERG GMBH DOC DATE: 04/12/2005

ASSIGNEE:

LEICA MICROSYSTEMS CMS GMBH  
ERNST-LEITZ-STRASSE 17-37  
WETZLAR, GERMANY 35578

SERIAL NUMBER: 10618345

FILING DATE: 07/11/2003

PATENT NUMBER: 7018042

ISSUE DATE: 03/28/2006

TITLE: SCANNING MICROSCOPE HAVING AN OPTICAL COMPONENT, AND OPTICAL COMPONENT

ERS/TAC/WCA/OP

017320/0727 PAGE 2

SHARON LATIMER, EXAMINER  
ASSIGNMENT SERVICES BRANCH  
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